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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/998,195	12/03/2001	Chris H. Senanayake	4821-409-999	4449
20582	7590	09/22/2009	EXAMINER	
JONES DAY			KUMAR, SHAILENDRA	
222 East 41st Street			ART UNIT	PAPER NUMBER
New York, NY 10017-6702			1621	
			MAIL DATE	DELIVERY MODE
			09/22/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: CHRIS SENANAYAKE, PAUL RUBIN and
THOMAS JERUSSI

Application No. 09/998,195
Technology Center 1600

Mailed: September 22, 2009

Before TOI JOHNSON *Review Paralegal*

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 21, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

NOTICE OF EXPRESS ABANDONMENT

Appellants filed an Express Abandonment dated June 16, 2009.

There is no indication on the record that the Examiner has considered the above notice.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

1) consider the Express Abandonment filed June 16, 2009 as required;

and

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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